

REMARKS

The Examiner has rejected claims 1, 7, 12, 13, 19, 23-25, 29, 34, 35, 40, 43, 44, 46, 50-52, 57, 48, 62 and 63 under 35 USC § 103 as being unpatentable over Manico in view of Shiota for the reasons set forth in paragraphs 3, 4, 5 and 6 of the Official Action.

Applicants have amended the claims to more clearly define the present invention. In particular, the independent claims clearly set forth that there is provided at least one image retaining section having a plurality of images and having at least one icon for individually identifying the source from which each of said plurality of image originated. Thus, by looking at the icon or icons as the case may be, there is associated a particular source for each of the individual images.

As the Examiner has applicably set forth in paragraph 2 in determining obvious, various individual items need to be determined. The Examiner in the Official Action has identified the scope and contents of the prior art. With regard to the second step of the *Graham v. John Deere Co.*, the differences between the prior art and the claims of issue must be discussed. As previously noted, the present invention is directed to an album leaf having at least one icon formed thereon and the icon is used for individually identifying the source from which each of said plurality of images originated. In this regard, the Manico reference does not teach or suggest an icon for identifying the source of the image. Thus, it must be Shiota that provides the claimed limitations that are absent therefrom.

The Shiota reference discloses an index print having individual frame numbers. However, these frame numbers are nothing more than the position on which they occur on the roll of film. They themselves do not identify the source from which they came. In fact, there is nothing to indicate in Shiota et al. that there is any identifying information for which the images placed thereon can be associated with the original source. As clearly set forth in Shiota, the images are basically printed at the same time the actual full size service prints are provided. These are typically packed in the same envelope and returned to the customer. There is nothing on the index print that identifies the particular source from which it came. The originating ID disclosed in the '870 reference, merely

refers to the film from which the index print is associated. However, the ID does not individually identify the source of the image. The '870 reference is not particularly relevant, as it is directed to an index print. This is totally apart and distinct from the '692 Manico reference which is directed to an album leaf. An album leaf typically has only a few number of images, most if not all of the time, substantially less than that would be contained on a roll of film. An album leaf, as illustrated in the Figures in the present invention, is to be distinguished from an index print which is particularly associated with a single source such as a roll of film.

In the present invention, the album leaf may have images from a variety of different sources. That is why it is important, as set forth in the claims, that the icon is provided for individually identifying the source for each of the images. That is because one image may have come from a totally different source from one of the other images on the album leaf. In addition, it is important to be able to individually identify which particular images came from which particular sources. Thus, the need for individually identifying each of the images. In neither of the Manico references is this taught or suggested. Further, both Shiota and Manico '874 are directed to index prints. One would not look to index prints for modifying the album leaf of the present invention. Further, even if they were modified, it would not teach or suggest the individually identifying of each of the images and for identifying the source for each of the images.

The ID of the '870 is totally irrelevant to the icons provided in the present invention. In an index print, all of the images come from the same source. Therefore, it would not be obvious nor is there any teaching or suggestion to combine an index print with that of an album leaf of the type disclosed in the '692 Manico reference. There is nothing for identifying the source for each image individually. Referring to item 4 of the fourth step of determining whether something is obvious as set forth in paragraph 2, there must be considered the objective evidence present in the application, indicating obviousness or non-obviousness. Applicants have respectfully identified the totally different nature of the index prints from that of the album leaf to which the present invention is directed. Also, applicants have pointed out that there is no teaching or suggestion of modifying the references as taught and claimed by applicants. Further, since

the Shiota and '870 Manico reference are directed to index prints, there would be no motivation or suggestion to make the changes as suggested by the Examiner.

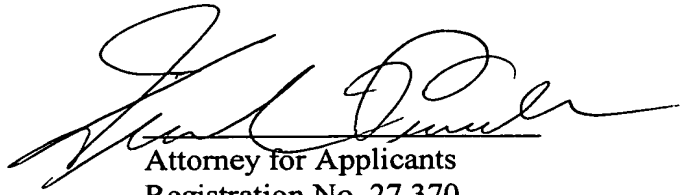
The Werner reference is believed to be of little relevance to the present invention as it is directed to a holder, not an album leaf to which the present invention is directed. The Werner reference is directed to a storage device for holding various individual components and not to an album leaf having images and icons provided directly thereon. Thus, it is believed that this reference is of little relevance to the present invention.

Similarly, the Combs reference is believed to be of little or no relevance to the present invention for the same reason as the Werner reference as this is simply directed to a holding device for holding individual components and not to an integral album leaf having images formed thereon along with icons.

Thus, all of the independent claims and the dependent claims which depend thereon are clearly distinct for the reasons set forth. In summary, applicants respectfully submits that the application in present form is in condition for allowance and such action is respectfully requested.

Attached hereto is a marked-up version of the changes made to the specification and claims by the current amendment. The attached page(s) is captioned **"Version with Markings to Show Changes Made"**.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Frank Pincelli', is written over a horizontal line.

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Version With Markings to Show Changes Made

In the Specification:

The paragraph beginning on page 1, line 29 has been amended as set forth below:

The present invention is directed to overcoming one or more of the problems set forth above. According to one aspect of the present invention, there is provided an album leaf having a first side having a first image retaining section and a second side having a second image retaining section, the first image retaining section on the first side having a plurality of images ~~formed thereon~~, and a first icon formed thereon, the first icon individually for identifying the source from which ~~a first source from which at least one of~~ the plurality of images originated.

The paragraph beginning on page 2, line 5 has been amended as set forth below:

an album leaf having a first side having a first image retaining section and a second side having a second image retaining section, the first image retaining section on the first side having a plurality of images ~~formed thereon~~, and a first icon formed thereon, the first icon for individually identifying a first the source from which ~~at least one each~~ of the plurality of images originated; and

The paragraph beginning on page 2, line 13 has been amended as set forth below:

an album leaf having a first side and a second side, the first side having a plurality of images ~~formed thereon~~ and an icon formed thereon, the icon for for individually identifying a the first source from which the at least one each of the plurality of images originated;

The paragraph beginning on page 2, line 20 has been amended as set forth below:

In accordance with yet another aspect of the present invention there is provided a source retaining album leaf for placement in a binder having at least one album leaf placed therein, the album leaf having a first side having a first image retaining section and a second side having a second image retaining section, the first image retaining section on the first side having a plurality of images ~~formed thereon~~ and a first icon formed thereon, ~~the first icon for individually identifying the a the~~ first source from which ~~at least one each~~ of the plurality of images on the first side originated, the source retaining album leaf having a plurality of retaining means for holding items containing the original source of the images contained in the album leaf.

The paragraph beginning on page 2, line 28 has been amended as set forth below:

In another aspect of the present invention there is provided an image-bearing media having a first side having a first image retaining section ~~and a second side having a second image retaining section~~, the first image retaining section of the first side having ~~at least one a~~ plurality of images formed thereon and a first icon formed thereon, said first icon ~~for individually identifying a first the~~ source from which ~~at each of the plurality of images~~ at least one image originated.

The paragraph beginning on page 3, line 4 has been amended as set forth below:

an image-bearing media having a first side having a first image retaining section and a second side having a second image retaining section, the image retaining section on the first side having ~~at least one image a~~ plurality of images formed thereon on the first side originating from a first source and an icon also formed on the first side for individually identifying the first source from which each of the plurality of images originated ~~at least one image~~; and

The paragraph beginning on page 3, line 6 has been amended as set forth below:

a binder for containing ~~a plurality of the album leaves~~ the album leaf, the album having a plurality of retaining means for holding items containing the ~~original~~ first source of the images contained in the album leaf.

In the Claims:

Claims 1, 6, 7, 8, 9, 10, 11, 13, 18, 19, 21, 22, 23, 25, 29, 30, 31, 32, 33, 34, 35, 40, 45, 46, 48, 49, 50, 52, 57 and 58 have been amended as set forth below:

1.(Three Times Amended) An album leaf having a first side having a first image retaining section and a second side having a second image retaining section, said first image retaining section on said first side having a plurality of images and a first icon formed thereon, said first icon individually identifying ~~a first source from which at least one of~~ the source from which said plurality of images originated.

6.(Twice Amended) An album leaf according to claim 1 ~~wherein a second icon is provided on said first image retaining section of said first side for identifying a second source of a second image of said plurality of images originated on said first side, said second source being different from said first source~~ wherein said icon identifies at least two different sources.

7.(Twice Amended) An album leaf according to claim 1 wherein said second image retaining section of said second side is also provided with a plurality of images and a second icon for individually identifying the source from which ~~each of at least one of~~ said plurality of images on said second side originated.

8.(Once Amended) An album leaf according to claim 1 wherein said ~~first~~-source comprises a film cartridge containing a strip of photographic film, said cartridge having an ID.

9.(Once Amended) An album leaf according to claim 1 wherein said ~~first~~-source comprises a CD having an ID thereon.

10.(Once Amended) An album leaf according to claim 1 wherein said ~~first~~-source comprises a computer disc having an ID thereon.

11.(Once Amended) An album leaf according to claim 1 wherein said ~~first~~-source is a memory storage device.

13.(Three Times Amended) A system for displaying, storing and retrieving images, comprising:

an album leaf having a first side having a first image retaining section and a second side having a second image retaining section, said first image retaining section on said first side having a plurality of images and a first icon formed thereon, said first icon for individually identifying a the first source from which ~~at least one~~each of said plurality of images originated; and

a binder for containing of said album leaf, said album having a plurality of retaining means for holding items containing the first source of the images contained in said album leaf.

18.(Twice Amended) A system according to claim 13 wherein said icon identifies at least two different sources.

19.(Twice Amended) A system according to claim 13 wherein said second image retaining section of said second side is also provided with a plurality of images and a second icon formed thereon, said second icon individually identifying the source from which ~~at least one~~each of said plurality of images on said second side originated.

21.(Once Amended) A system for displaying, storing and retrieving images according to claim 13 wherein said ~~first~~-source comprises a CD having an ID thereon.

22.(Once Amended) A system for displaying, storing and retrieving images according to claim 13 wherein said ~~first~~-source comprises a computer disc having an ID thereon.

23.(Once Amended) A system for displaying, storing and retrieving images according to claim 13 wherein said ~~first~~-source is memory storage device.

25.(Three Times Amended) A system for displaying, storing and retrieving images, comprising:

an album leaf having a first side having a first image retaining section and a second side having a second image retaining section, said first image retaining section on said first side having a plurality of images and an icon ~~forward-formed~~ thereon, said icon for individually identifying a ~~the~~ first source from which ~~one each~~ of said plurality of images originated;

a binder for containing said album leaf; and

a retaining album leaf having a plurality of retaining means for holding items containing the first source of the images contained in said album leaf.

29.(Three Times Amended) A system for displaying, storing and retrieving images according to claim 25 wherein said icon identifies at least two different sources. ~~said second image retaining section on said second side is also provided with a plurality of images and a second icon formed thereon, said second icon identifying the images on said first side and the first source or a second source from which the images originated.~~

30.(Twice Amended) A system for displaying, storing and retrieving images according to claim 25 wherein a second icon is provided on said

first image retaining section of said first side for individually identifying a second source from which ~~at least one each~~ of said plurality of images originated, said second source being different from said first source.

31.(Once Amended) A system for displaying, storing and retrieving images according to claim 25 wherein said ~~first~~-source comprises a film cartridge containing a strip of photographic film, said cartridge having an ID.

32.(Once Amended) A system for displaying, storing and retrieving images according to claim 25 wherein said ~~first~~-source comprises a CD having an ID thereon.

33.(Once Amended) A system for displaying, storing and retrieving images according to claim 25 wherein said ~~first~~-source comprises a computer disc having an ID thereon.

34.(Once Amended) A system for displaying, storing and retrieving images according to claim 25 wherein said ~~first~~-source is memory storage device.

35.(Three Times Amended) A source retaining album leaf for placement in a binder having at least one album leaf placed therein, said album leaf having a first side having a first image retaining section and a second side having a second image retaining section, said first image retaining section on said first side having a plurality of images and a first icon formed thereon, said first icon individually identifying ~~a the~~ first source from which ~~at each least one~~ of said plurality of images on said first side originated, said source retaining album leaf having a plurality of retaining means for holding items containing the original source of the images contained in said album leaf.

40.(Three Times Amended) An image-bearing media having a first side having a first image retaining section ~~and a second side having a second image retaining section~~, said first image retaining section on said first side having

~~at least one image~~ a plurality of images and a first icon formed thereon, said first icon individually identifying ~~a first~~ the source from which ~~at each of said plurality~~ least one image of images originated.

45.(Three Times Amended) An image-bearing media according to claim 40 wherein said icon identifies at least two different sources. ~~a second icon formed thereon is provided on said first image retaining section of said first side for identifying a second source of a second image of said plurality of images originated on said first side, said second source being different from said first source.~~

46.(Three Times Amended) An image-bearing media according to claim 40 wherein said second image retaining section of said second side is also provided with at least one image and a second icon formed thereon, said second icon individually identifying the source from which each of said plurality of images of images originated ~~at least one image on said second side originated.~~

48.(Once Amended) An image-bearing media according to claim 40 wherein said ~~first~~ source comprises a CD having an ID thereon.

49.(Once Amended) An image-bearing media according to claim 40 wherein said ~~first~~ source comprises a computer disc having an ID thereon.

50.(Once Amended) An image-bearing media according to claim 1 wherein said ~~first~~ source is memory storage device.

52.(Three Times Amended) A system for displaying, storing and retrieving images, comprising:

an image-bearing media having a first side having a first image retaining section and a second side having a second image retaining section, said image retaining section on said first side having ~~at least one image~~ a plurality of images formed on said first side originating from a first source and an icon also formed

on said first side for individually identifying the first source from which each of said plurality of images of images originated~~at least one image~~; and

a binder for containing said album leaf, said album having a plurality of retaining means for holding items containing the first source of the images contained in said album leaf.

57.(Three Times Amended) A system according to claim 52 wherein said icon identifies at least two different sources. ~~a second icon is formed on said first image retaining section of said first side for identifying a second source of a second image of said plurality of images on said first side, said second source being different from said first source.~~

58.(Twice Amended) A system according to claim 52 wherein said second image retaining section of said second side is also provided with a plurality of images and a second icon for individually identifying the source from which ~~at least one~~ each of said plurality of images on said second side originated.

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